FO2294956

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FO2294956

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Miscellaneous Documents

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 911-00777-5100-505	Date: 8/16/11	Time:	0930 hrs
Location:	441 Bauchet Street, (Module 2400)	City or Station:	Los Angeles, CA, 90012
Bureau/Station/Facility:	Custody Division / Men's Central Jail	Admin. Investigation:	YES ☐ NO ☒
Type of Force:	Significant Use of Force - Personal Weapons		
Deputy Injury : YES ☐ NO ☒	Suspect Injury YES ☒ NO ☐		
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: Lt F. Montez	Emp: 260210	IAB Roll Out: YES ☒ NO ☐

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	Gonzales	David	M.

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	H	Men's Central Jail	2400 Module / Hallway

Shift:		Age:	Height:	Weight:
☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	508	175

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☒

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

☐ Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Meza	Jorge	A	SGT	YES ☐ NO ☒	YES ☐ NO ☒
[redacted]	Poncedeleon	Michael	A	SGT	YES ☐ NO ☒	YES ☐ NO ☒

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Roberts	Kevin	D.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Tardy	April	L.

Tardy, April Lieutenant
Watch Commander (**Print Name**) — Watch Commander's **Signature**: — Emp #: — Date

Sgt. Brenda Parker
Supervisor Completing Form: (**Print Name**) — [redacted] Emp #: — Copy Provided to Employee by: — Emp #:

Ralph Ornelas, Captain
Unit Commander (**Print Name**) — Unit Commander's **Signature**: — Emp #: — Date

DISCOVERY Use Only
FO#

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 12/07)

Supervisor's Report on Use of Force
SUSPECT INFORMATION
9 1 1 - 0 0 7 7 7 - 5 1 0 0 - 5 0 5

Suspect Information

S 1

Last Name: Sims | First Name: Charles | Middle Name: William

AKA Last Name: | First Name: | Middle Name:

Sex: [X] Male [ ] Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 50 | Height: 507 | D.O.B. 10/23/1960 | Weight: 145 | Armed? [ ]

Booking #: 2840199 | Primary Charge Code: 273.6 P.C. | Secondary Charge Code: | Criminal History [redacted]

EMT in attendance? [ ] YES [X] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: Los Angeles County Medical Center | Coroner Case #: ______ | Mental History [X]

By Doctor: Eark K. Landau MD | Address: 2051 Marengo St., L.A., CA 90033 | Phone #: (323)409-4563

Under Influence: [ ] YES [X] NO Substance: ______ | Mental Illness [X]

Suspect Interview

Date: 08/16/2011 | Time: 0955 hrs. | Audiotape: [ ] | Videotape: [X] | Photos of Injuries: [X]

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: ______ Coroner Case #: ______ Mental History [ ]

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: [ ] YES [ ] NO Substance: ______ | Mental Illness: [ ]

Suspect Interview

Date: | Time: | Audiotape: [ ] | Videotape: [ ] | Photos of Injuries: [ ]

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: ______ Coroner Case #: ______ Mental History [ ]

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: [ ] YES [ ] NO Substance: ______ | Mental Illness [ ]

Suspect Interview

Date: | Time: | Audiotape: [ ] | Videotape: [ ] | Photos of Injuries: [ ]

[ ] Additional Suspects Involved

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
9 1 1 - 0 0 7 7 7 - 5 1 0 0 - 5 0 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Johnson	Jason	J.
[redacted]	Mogo	Vernice	M.

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted] (Bkg #[redacted])	[redacted]	[redacted]	22	[redacted]

Street Address	City	Zip Code	Work Ph.	Home Ph.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

☐ Additional Witness

Supervisor's Report on Use of Force

9 1 [illegible] - 0 0 7 7 7 - 5 1 0 0 - 5 [illegible] 5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Sims	S#1	Gonzales, D	E#1	UC,RS	NN	NN
Gonzales, D	E#1	Sims	S#1	PO	FR	FA

INVESTIGATIVE SUMMARY
USE OF FORCE - PERSONAL WEAPONS
IAB CASE NUMBER FO2294956
URN NUMBER 911-00777-5100-505

On August 16, 2011, Sergeants Brenda Parker, Sonja Bracken, and Lieutenant [redacted] responded to Men's Central Jail to assume the handle on a force investigation after learning an inmate sustained a fractured jaw.

Investigators learned the following:

On August 16, 2011, at approximately 0930 hours, Acting Supervising Line Deputy, Jason Johnson, #[redacted] and Custody Assistant Vernice Mogo, #[redacted] were administering Discipline Review Boards to pre-discipline inmates in the 2401 Pre-Discipline Dorm Day Room of Module 2200/2400. When Inmate Sims' name was called, he replied, "No Sims here," and ran out of the open day room door, and down the 2200/2400 module stairs. Deputy Johnson immediately broadcast to deputy personnel via his hand-held radio that Inmate Sims was running down the 2200/2400 module stairs.

Deputy David Gonzales, #[redacted], who was working downstairs as the 2200 Module Officer, saw Inmate Sims run from the 2200/2400 upstairs hallway to the 2200/2400 downstairs hallway. Inmate Sims then ran toward the 2201A Day Room door. Inmate Sims attempted to go inside the day room, but could not get in because the door was locked. Inmate Sims, realizing he could not get into the 2201A Day Room, turned around and looked from side to side, and down the hallway. Deputy Gonzales ordered Inmate Sims to lie down on the floor. Inmate Sims did not comply. Instead, Inmate Sims ran rapidly toward Deputy Gonzales, closing the distance. Inmate Sims pushed Deputy Gonzales on his right side and attempted to get past him. Deputy Gonzales grabbed Inmate Sims by his left shoulder and right arm, and directed his momentum toward the wall in front of the 2200 Module Officer's cage. Inmate Sims' face hit the wall, dazing him. Deputy Gonzales handcuffed Inmate Sims without further incident.

Inmate Sims was treated by the IRC medical staff, and subsequently transferred to Los Angeles County Medical Center (LCMC). Inmate Sims sustained a Mandible Fracture to the right side of his face (Jaw).

INVOLVED PERSONNEL

GONZALES, David, Deputy Sheriff, #[redacted]
Custody Operations Division
Men's Central Jail

Work History
Date of Employment: 05/11/09
Date Assigned to Patrol: [redacted]
Date Completed Patrol Training: [redacted]
Prior Founded Force Incidents: [redacted]

SUSPECT

SIMS, Charles, Booking #2840199
[redacted]

SWORN WITNESS

JOHNSON, Jason, Deputy Sheriff #[redacted]
Custody Operations Division
Men's Central Jail

CIVILIAN WITNESS

MOGO, Vernice, Custody Assistant #[redacted]
Custody Operations Division
Men's Central Jail

INMATE WITNESS


[redacted] #[redacted]
[redacted]

INJURIES

Inmate Sims sustained a Mandible-Fracture, Right Symphysis Portion of Mandible

IAB Note: See Exhibit "B "Copy of Inmate Sims' Medical Records

INVESTIGATOR OBSERVATIONS

IAB Investigators observed Inmate Sims' injuries in person as well as on photographs and video. The injuries appear to be consistent with statements received from the involved deputy and Inmate witness during the Force Review. The area where the incident occurred was inspected. There was no evidence that O.C. Spray, a taser or any other force was used during this incident.

IAB Note: Inmate Sims indicated in his transcribed interview that he was sprayed with "mace," (Pages 4 and 19), confronted with a taser, (pages 4 and 18), and kicked by Sheriff Department Personnel (page 20).

WEAPONS USED BY DEPUTY PERSONNEL

Personal Weapons: Deputy Gonzales used his hands to guide Inmate Sims to the wall, and hand-cuff him.

WEAPONS USED BY THE SUSPECTS

Personal Weapons: Suspect Sims used his hands to push Deputy Gonzalez.

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATOR/CHARGES FILED

No criminal charges were filed.

LIGHTING AND WEATHER CONDITIONS

The incident occurred in the downstairs 2200 /2400 Module Hallway. The area was well illuminated by ceiling lighting.

IAB Note: See exhibit "C," photograph of area where incident occurred.

INVOLVED EMPLOYEE STATEMENTS

Gonzales, David

Deputy David Gonzales was interviewed on August 16, 2011, by Sergeants Brenda Parker and Sonja Bracken, at Men's Central Jail. His interview was digitally recorded.

> **IAB Note: Deputy David Gonzales was interviewed on October 24, 2011, Via telephone by Sergeant Brenda Parker regarding clarifying questions.**

Deputy Gonzales said that at 0930 hours, Deputy Johnson and CA Mogo were upstairs in the 2401 Pre-Discipline Day Room conducting Discipline Review Board hearings. He said when they opened the door, Inmate Sims ran out of the dorm and started running downstairs. Deputy Gonzales said he heard Deputy Johnson on the radio say, "Inmate running out of 2401." Deputy Gonzales said upon hearing the radio traffic, he heard footsteps "crashing down the stairs." Deputy Gonzales said he saw Inmate Sims running down the stairs, and once Inmate Sims got to the bottom of the stairs, he ran to the right, toward the 2201A Day Room.

> **IAB Note: See exhibit "D," photographs of the route Inmate Sims ran (from the 2401A Day room upstairs to the 2201A Day Room downstairs).**

Deputy Gonzales said when Inmate Sims arrived at the door of the 2201A Day Room, the door was closed and he could not get in.

Deputy Gonzales said he stepped out of the officer's station, followed Inmate Sims down the 2200/2400 Module downstairs hallway. He said from approximately 15-20 feet away, he gave Inmate Sims orders to lie on the ground. He said he told Inmate Sims to "Just relax. Get on the ground, get on the ground, relax." Deputy Gonzales said he spoke to Inmate Sims calm and easy. He said Inmate Sims looked at him, looked from side to side, then looked past him. He said Inmate Sims then "bolted" right at him. He said Inmate Sims came toward his right side and pushed him to the left in order to get past him.

Deputy Gonzales said as Inmate Sims pushed him and tried to get past him, he grabbed Inmate Sims' left shoulder and right arm from the back, and pushed him against the wall. He said because of Inmate Sims' speed, the left side of Inmate Sims' face hit the wall, and the inmate became dazed. Deputy Gonzales said while Inmate Sims was dazed, he (Deputy Gonzales) was able to handcuff him without further incident. Deputy Gonzales said Deputy Johnson arrived, but the incident was Code 4 and there was no need for him to intervene.

Deputy Gonzales said he did not use any other type of force against Inmate Sims. He also stated he did not see any other employee use pepper spray, a taser, or any other type of force against Inmate Sims.

SWORN WITNESS

JOHNSON, Jason, Deputy Sheriff #[redacted]

Deputy Johnson was interviewed on August 16, 2011, by Sergeants Brenda Parker and Sonja Bracken, at Men's Central Jail. His interview was digitally recorded.

> **IAB Note: Deputy Jason Johnson was interviewed on October 24, 2011, Via telephone by Sergeant Brenda Parker regarding clarifying questions.**

Deputy Johnson said on August 16, 2011, he was assigned as the Acting Supervising Line Deputy on the 2000 floor at Men's Central Jail. He said he and Custody Assistant Mogo were conducting Disciplinary Review Hearings upstairs in the 2401A Day Room of Module 2200/2400. He said they entered the Day Room and left the entry door open and unlocked for officer safety purposes. He said he instructed the inmates to sit on their bunks to wait for their review board hearings.

Deputy Johnson said when he called for Inmate Sims, an inmate, later identified as Inmate Sims, stated, "No Sims in here," and ran out of the open day room door, and down the stairs of Module 2200/2400. Deputy Johnson said he immediately broadcast to the 2000 floor deputy personnel to "Stop the inmate running down stairs," via his handheld radio. Deputy Johnson said he followed Inmate Sims downstairs.

Deputy Johnson said when he arrived downstairs in the 2200/2400 hallway, he saw that Deputy Gonzalez had restrained Inmate Sims, and pinned him "face first" against the wall in front of the Module 2200 Officer Security Cage. Deputy Johnson said Deputy Gonzales gained control of Inmate Sims' hands and placed him in handcuffs without further incident. Deputy Johnson said he did not assist Deputy Gonzales with restraining Inmate Sims because Deputy Gonzales already had Inmate Sims under control. Deputy Johnson said once Inmate Sims was handcuffed by Deputy Gonzales, he saw the inmate "slump" to the ground under his own momentum.

Deputy Johnson said he did not use any force against Inmate Sims. He also stated he did not see any other employee use pepper spray, a taser, or any other type of force against Inmate Sims.

Deputy Johnson said he escorted Inmate Sims to an open cell in Module 2400, B-row, and secured him in cell B-13. He said once he secured the inmates in the 2401 Day Room, He notified Sergeants Meza and Poncedeleon of the force he witnessed.

CIVILIAN WITNESS

MOGO, Vernice, Custody Assistant #[redacted]

Custody Assistant Vernice Mogo was interviewed on August 31, 2011, by Sergeant Brenda Parker, via telephone. Her interview was digitally recorded.

Custody Assistant Mogo (C/A Mogo) said Inmate Sims was written up regarding disciplinary problems and was held in the 2401A Pre-discipline Day Room with other inmates. C/A Mogo said that on August 16, 2011, she and Deputy Johnson were in the process of conducting Disciplinary Review Hearings to determine what kind of loss privileges the inmates would get.

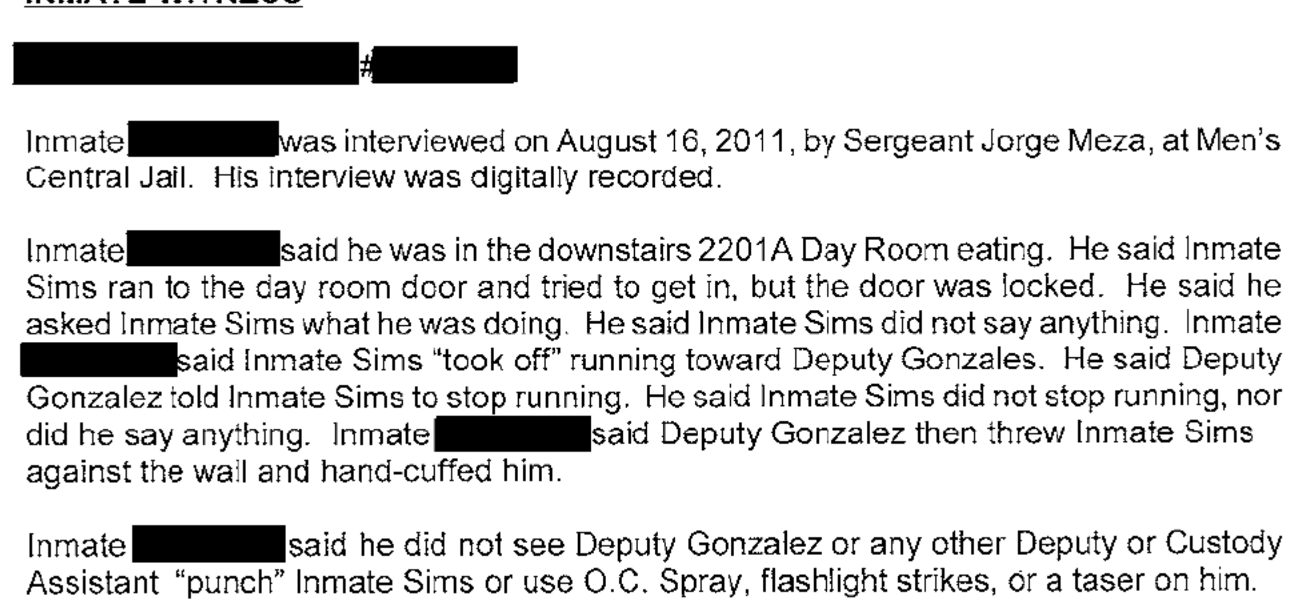
C/A Mogo said she and Deputy Johnson entered the 2401A Day Room. She said they asked all of the inmates to wake up and sit on their bunks. She said they started calling the inmates names one at a time, in order to conduct the hearings. She said when they called Inmate Sims' name, there was no response. She said they called his name a second time because they noticed there was still one inmate asleep on his bunk. She said when they called the second time, the inmate who was asleep on his bunk got up and ran out the dorm.

C/A Mogo said she yelled, "Stop, where are you going?" She said the inmate continued to run, and ran down the staircase. She said Deputy Johnson "put out" radio traffic and she secured the 2401A Day Room. She said she remained in the 2401A Day Room while Deputy Johnson walked out of the 2401A Day Room and down the stairs. She said she made sure no other inmates ran out of the 2401A Day Room. She said she told the remaining four inmates in the day room to lie down on their bunks, and told them that she would be back later to conduct their hearings. She said she then exited the 2401A Day Room and closed the door. She said she secured the trusties and waited outside the door for about five minutes. She said she left and continued the disciplinary hearings in another dorm.

C/A Mogo said that prior to calling Inmate Sims' name, she did not have any contact with him. She said she did not even know that the inmate who ran out of the dorm was Inmate Sims until later that day. She said she realized it was Inmate Sims because she had done all the other disciplinary hearings, and he was the only one missing.

C/A Mogo said she does not carry a taser. She stated that she did not use a taser in any fashion toward Inmate Sims, nor did she see anyone else with a taser. C/A Mogo said Inmate Sims had been housed in the 2401A Pre-disciplinary Dorm for a day and a half before the incident occurred. She said Inmate Sims was written up and sent to the Pre-disciplinary Dorm for creating a disturbance and stealing from other inmates property bags.

INMATE WITNESS



[redacted]#[redacted]

Inmate [redacted] was interviewed on August 16, 2011, by Sergeant Jorge Meza, at Men's Central Jail. His interview was digitally recorded.

Inmate [redacted] said he was in the downstairs 2201A Day Room eating. He said Inmate Sims ran to the day room door and tried to get in, but the door was locked. He said he asked Inmate Sims what he was doing. He said Inmate Sims did not say anything. Inmate [redacted] said Inmate Sims "took off" running toward Deputy Gonzales. He said Deputy Gonzalez told Inmate Sims to stop running. He said Inmate Sims did not stop running, nor did he say anything. Inmate [redacted] said Deputy Gonzalez then threw Inmate Sims against the wall and hand-cuffed him.

Inmate [redacted] said he did not see Deputy Gonzalez or any other Deputy or Custody Assistant "punch" Inmate Sims or use O.C. Spray, flashlight strikes, or a taser on him.

SUSPECT STATEMENTS

SIMS, Charles #2840199

Inmate Charles Sims was interviewed on August 16, 2011, by Sergeants Brenda Parker and Sonja Bracken at Los Angeles County Medical Center (LCMC). His interview was digitally recorded.

IAB Note: Inmate Sims was interviewed by Lieutenant April Tardy and Acting Sergeant Jorge Meza on August 16, 2011, at Men's Central Jail. See Exhibit "E" for CD of MCJ Watch Commander's interview.

IAB Note: Inmate Sims appeared to be mentally disturbed, and rambled throughout the interview. He stated that he suffered from depression and has taken Psych Medication in the past.

Inmate Sims said he walked out of the 2401A day room because he was "not under arrest." He said when he reached the stairwell, CA Mogo came out of the day room and said, "Hold it, hold it," and pulled out her taser.

IAB Note: CA Mogo said she does not carry a taser. She stated that she did not use a taser in any fashion toward Inmate Sims, nor did she see anyone else with a taser.

Inmate Sims said he started skipping down two flights of stairs because he was not going to "let her get a good shot" at him with the taser. Inmate Sims said when he arrived on the bottom floor, a deputy said, "Come here you mother fucka. I got you now. You can't go no where." Inmate Sims said he started walking backwards and told the deputy that he didn't want any problems. Inmate Sims said he made a right turn and became stuck at a gate. He said the deputy started spraying pepper spray, so he put his hand up to block the spray.

IAB Note: All involved personnel stated they did not use Pepper Spray, nor did they see anyone use Pepper Spray during this incident.

Inmate Sims said the next thing he knew, he had been hit in the face by something that felt like a brick.

IAB Note: See exhibit "G," photographs of Inmate Sims after the incident occurred. The photographs show that Inmate Sims did not receive any injuries to his body in addition to his fractured jaw.

IAB Note: See Inmate Sims' verbatim transcripts for further details.